



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Kinsman et al.

Serial No.: 10/648,164

Filed: August 26, 2003

For: VERTICAL SURFACE MOUNT
ASSEMBLY AND METHODS

Confirmation No.: 3536

Examiner: T. Tran

Group Art Unit: 2826

Attorney Docket No.: 2269-3396.8US
(97-0696.08/US)

NOTICE OF EXPRESS MAILING

Express Mail Mailing Label Number: EV962536368US

Date of Deposit with USPS: March 28, 2007

Person making Deposit: Cat Bratton

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Mail Stop Issue Fee
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

This communication is filed in response to the Notice of Allowance mailed January 5, 2007 and sets forth Applicant's comments, pursuant to 37 C.F.R. §1.104(e), on the Examiner's Statement of Allowable Subject Matter accompanying the Notice of Allowance.

In the Notice of Allowance, the Examiner indicates:

[C]laims 1-23 are allowable over the reference of record because none of these references disclose or can be combined to yield the claimed invention such as an alignment device with at least one receptacle formed therein configured to received at least a portion of at least one semiconductor device in nonparallel

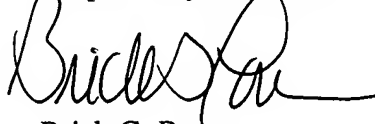
orientation relative to a carrier substrate; and at least one semiconductor device assembly including a mounting element with a receptacle configured to receive at least a portion of the at least one semiconductor device as recited in claim 1, and at least a portion of the at least one semiconductor device being disposed in a receptacle of a mounting element; and an alignment device including at least one receptacle configured to received [sic] at least an edge of the at least one semiconductor device with the at least one semiconductor device being oriented nonparallel to a carrier substrate as recited in claim 10, at least one semiconductor device is within the at least one receptacle of the retainer with an adhesive material as recited in claim 14.

Applicants concur with the reasons as stated by the Examiner insofar as they comprise a summary, which is exemplary and not limiting. However, the scope of the claims is based on the actual language of the claims and equivalents thereof, and not on a paraphrase or summary of the claim language.

The independent claims as allowed recite features and methodology in addition to, and in different language than, those described in the Statement of Allowable Subject Matter. Furthermore, the dependent claims recite elements in addition to those of the independent claims, which are also not reflected in the Statement of Allowable Subject Matter. Such additional elements, in combination with those of the independent claims from which each claim depends, provide additional reasons for patentability. Accordingly, the scope of the claims must be determined from the literal language of each as a whole, as well as all equivalents thereof.

Therefore, to the extent that the Examiner's reasons for allowance as stated are not relevant to, or wholly encompassing of, a particular claim, independent or dependent, Applicants assume that (pursuant to 37 C.F.R. §1.104(e)) the Examiner has determined that the record of the prosecution as a whole of the application makes clear the reasons for allowing those claims. Further, it appears, pursuant to M.P.E.P. 1302.14, that the Examiner's Statements of Allowable Subject Matter are not intended to encompass all of the reasons for allowance.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Brick G. Power", written over a horizontal line.

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Date: March 28, 2007
BGP/djp:eg
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TRANSMITTAL LETTER

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants submit herewith Part B - Fee(s) Transmittal for the above-captioned application and a check in the amount of \$1700.00.

Applicants understand that no additional fees are required. However, if the Office determines that any comparison fees or other additional fees are required, the Commissioner is

authorized to charge any such fees to TraskBritt Deposit Account No. 20-1469. A copy of this Transmittal Letter is enclosed for deposit account charging purposes.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Brick G. Power", written in a cursive style.

Brick G. Power
Registration No. 38,581
Attorney for Applicants
TRASKBRITT
P.O. Box 2550
Salt Lake City, Utah 84110-2550
Telephone: 801-532-1922

Date: March 28, 2007

BGP/djp:eg

Enclosures: Part B - Issue Fee Transmittal
Check No. 11030 in the amount of \$1700.00
Copy of Transmittal Letter
Amendment Pursuant to 37 C.F.R. § 1.312
Comments on Statement of Reasons for Allowance
Fee Addressee for Receipt of PTO Notices Relating to Maintenance Fees

Document in ProLaw